



PATENT
ATTORNEY DOCKET NO.: 041514-5114

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Mitsuru SATO et al.) Confirmation No.: 4674
Application No.: 09/813,898) Group Art Unit: 2652
Filed: March 22, 2001) Examiner: Peter V. Agustin
Date of Allowance: March 17, 2005)
For: TRACKING SERVO APPARATUS OF)
OPTICAL INFORMATION RECORDING)
AND REPRODUCING APPARATUS)

HAND-DELIVERY TO:

Office of Petitions
U.S. Patent and Trademark Office
Madison Building West
600 Dulany Street
Alexandria, VA 22314
Attn: Petitions Examiner Karen Creasy
Tel: 571-272-3208

Sir:

PETITION UNDER 37 C.F.R. § 1.313(c)
TO WITHDRAW APPLICATION FROM ISSUE

Applicants hereby request withdrawal from issue of the present application under 37 C.F.R. § 1.313(c)(2) in light of the Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 submitted herewith to permit consideration of an Information Disclosure Statement under 37 C.F.R. § 1.97(b) being concurrently filed.

A check is enclosed in the amount of \$920.00 to cover the Petition Fee of \$130.00 as set forth in 37 C.F.R. § 1.17(h) as well as the RCE filing fee of \$790.00.

06/14/2005 SZEWDIE1 00000022 09813898

02 FC:1464

130.00 OP

DC5324521

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application, including fees under 37 C.F.R. §§ 1.66 and 1.77 which may be required, including any required extension of time, fees, or credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP



Paul A. Fournier
Registration No. 41,023

Dated: June 13, 2005

Customer No. 023973

DRINKER, BIDDLE & REATH LLP
1500 K Street, N.W., Suite 1100
Washington, D.C. 20005-1209
Tel: (202) 842-8800
Fax: (202) 842-8465